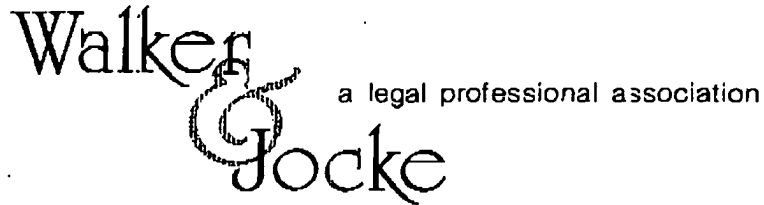


DEC 17 2004



Ralph E. Jocke
Patent
&
Trademark Law

FACSIMILE TRANSMISSION COVER SHEET

TRANSMITTING: 3 PAGES (INCLUDING THIS PAGE)

NAME: Commissioner for Patents
P.O. Box 1450, Alexandria, Virginia 22313-1450
Art Unit 3624

FAX NUMBER: (703) 872-9306

DATE: December 17, 2004

SENDER: Ralph E. Jocke, Esq.

FAX OF SENDER (330) 722-6446

In re application of:	Jay Paul Drummond, et al.	Art Unit:	3624
Application No.:	09/966,909	Examiner:	Alain L. Bashore
Filed:	September 27, 2001	Docket:	D-1147 R1
Confirm. No.:	5701		
Title:	Automated Banking Machine System And Method		

Sir:

Please find attached Applicants' Notice of Appeal for the above-referenced application.

Respectfully,

Ralph E. Jocke Reg. No. 31,029

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this document and the documents indicated as enclosed herewith are being sent by facsimile transmission to the U.S. Patent and Trademark Office this 17th day of December, 2004.

Ralph E. Jocke

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231 South Broadway, Medina, Ohio U.S.A. 44256-2601

DEC 17 2004

Practitioner's Docket No. D-1147 R1

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: **Jay Paul Drummond, et al.**
Application No.: **09/966,909**
Filed: **September 27, 2001**
Confirm. No.: **5701**
Title: **Automated Banking Machine
System And Method**

Art Unit: **3624**

Examiner: **Alain L. Bashore**

**Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed September 21, 2004, twice rejecting claims 1-17

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

(Notice of Appeal from the Primary Examiner to the Board—page 1 of 2)

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity \$500.00

Notice of Appeal fee due \$500.00

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$500.00

TOTAL FEE DUE \$500.00

5. FEE PAYMENT

Charge Account No. 09-0428 (Interbold) the sum of \$500.00

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Interbold).

If any additional fee for claims is required, charge Account No. 09-0428 (Interbold).


SIGNATURE OF PRACTITIONER

Reg. No. 31,029
Customer No. 28995
Tel. No.: (330) 721-0000

Ralph E. Jocke
WALKER & JOCKE
231 South Broadway
Medina, OH 44256

(Notice of Appeal from the Primary Examiner to the Board—page 2 of 2)